SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF GREENE

U.S. Bank National Association, as Trustee Structured Asset Mortgage Investments II Inc., Bear Stearns ARM Trust, Mortgage Pass-Through Certificates, Series 2006-2

Plaintiff(s),

v.

Wayne Rivers; Amber C. Clark; Mark E. Horn; Association of Property Owners of Sleepy Hollow Lake, Inc.; Citibank (South Dakota), N.A.; Darryl Clark; Sherry Wack

Defendant(s).

INDEX NO. 7/10

NOTICE OF MOTION TO CONFIRM REFEREE REPORT AND A JUDGMENT OF FORECLOSURE AND SALE

MORTGAGED PROPERTY: 229 Mansion Street Coxsackie, NY 12051

COUNTY: Greene SBL #: Section 56.10 Block 1 Lot 28

PLEASE TAKE NOTICE that, upon the affirmation of Brent Surgeoner dated August 26,

2021 the affidavit of Steven Ross, sworn to April 28, 2021, the exhibits attached thereto, and all

prior proceedings in this case, Plaintiff U.S. Bank National Association, as Trustee Structured

Asset Mortgage Investments II Inc., Bear Stearns ARM Trust, Mortgage Pass-Through

Certificates, Series 2006-2 will move this court, at 8th day of October, 2021 at 9:30 AM, at the

Supreme Court, Greene County, Greene County Courthouse, 320 Main Street, Catskill, NY

12414, or as soon thereafter as the parties may be heard, for an order:

- 1. Confirming the Referee's Report made in accordance with RPAPL §1321;
- 2. Granting a Judgment of Foreclosure and Sale pursuant to RPAPL §1351;
- 3. Directing the distribution of the sale proceeds pursuant to RPAPL §1354 and;
- 4. Such additional relief as this Court may deem just and proper.



PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR 2214 (b), answering

papers and notice of cross-motion, with supporting papers, if any, must be served upon the

undersigned at least seven (7) days prior to the return date of this motion.

<u>AUgust 26,202(</u> Monroe County, New York Dated:

Brent Surgeoner, Esq. Associate Attorney LOGS LEGAL GROUP LLP F/K/A SHAPIRO, DICARO & BARAK, LLC Attorneys for Plaintiff 175 Mile Crossing Boulevard Rochester, New York 14624 (585) 247-9000 Fax: (585) 247-7380

To: Wayne Rivers 17290 Highland Avenue Apt 5F Jamaica, NY 11432

> Amber C. Clark 229 Mansion Street Coxsackie, NY 12051

CitiBank (South Dakota), N.A. 670 Merrick Avenue East Meadow, NY 11554

Darryl Clark 229 Mansion Street 1st Floor Coxsackie, NY 12051

Sherry Wack 229 Mansion Street 2nd Floor Coxsackie, NY 12051 Kenneth L. Gellhaus, Esq. McNamee, Lochner, Titus & Williams, P.C. Attorney for Defendant Association of Property of Sleepy Hollow Lane, Inc. 677 Broadway 5th Floor Albany, NY 12207

Angelo F. Scaturro, Esq. Attorney for the Defendant Mark E. Horn P.O. Box 385 Coxsackie, NY 12051